

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Peter T. Dinsmore et al.

Application No.: 09/836,214

Group No.: 2131

Filed: April 18, 2001

Examiner: Laforgia, Christian A.

For: SYSTEM AND METHOD FOR REUSABLE EFFICIENT KEY DISTRIBUTION

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. § 41.31)**

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed December 17, 2007, for a second time rejecting claims 13-15, 17-21 and 41-50.

1. STATUS OF APPLICANT

This application is on behalf of other than a small entity.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 41.20(b)(1), the fee for the Notice of Appeal is:

Other than a small entity \$510.00

Notice of Appeal fee due \$510.00

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee

\$0.00 (previously paid on 11/20/2006)

TOTAL FEE DUE

\$0.00

5. FEE PAYMENT

Applicant believes that no fees are due in connection with the filing of this paper because the Notice of Appeal fee was paid with a previous submission. However, the Commissioner is authorized to charge any additional fees that may be due (e.g. for any reason including, but not limited to, fee changes, etc.) to Deposit Account No. 50-1351 (Order No. NAIIP089).

6. FEE DEFICIENCY

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 50-1351 (Order No. NAIIP089).

Date: March 17, 2008

Reg. No.: 41,429
Tel. No.: 408-971-2573
Customer No.: 28875

/KEVINZILKA/
Signature of Practitioner
Kevin J. Zilka
Zilka-Kotab, PC
P.O. Box 721120
San Jose, CA 95172-1120